HONOURABLE SRI JUSTICE GODA RAGHURAM

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WRIT PETITION No.9697 OF 2006

DATE: 09-05-2006

Between:

Syed Dastagir Quadri & 2 Others.

.. Petitioners

AND

The Collector and District Magistrate, Kurnool & 3 Others.

.. Respondents

HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No.9697 OF 2006

ORDER:

This writ petition is directed against the order dated 17-07-2005 declaring the petitioners to be the encroachers of wakf property and sending of a requisition to the District Collector, Kurnool District within whose jurisdiction the property claimed to belong to Khubsurath Bade Saheb Mosque is situated, for obtaining delivery of vacant possession of the wakf property. As against the order dated 17-07-2005, the petitioners have a remedy by way of appeal under Section 52(4) of the Wakf Act, 1995.

In the aforesaid circumstances, this Court is not inclined to consider this writ petition. In view of the available alternative remedy, the writ petition is dismissed.

The petitioners are at liberty to move for appellate relief.

GODA RAGHURAM, J

Date: 09-05-2006.

PV/AJR